



## REMARKS

Upon entry of the present amendment claims 6, 7 and 11-14 remain in the application.

At the outset Applicant's attorney wishes to thank the Examiner for the efforts made in connection with this matter. Applicant further acknowledges the recent telephone conference held between the undersigned and the Examiner at which time the amendment to claim 6 was discussed. Thus, the present amendment is submitted in view of the Sept. 20 Office Action and the matters discussed during the interview. It is submitted that this amendment traverses and overcomes the rejection. Accordingly, reconsideration and withdrawal of the rejection is respectfully requested.

Initially, it is to be noted that claim 6, the claim from which all other claims present herein depend has been amended substantially as agreed as overcoming the rejection. The only alteration between the agreed upon language and that presented is that Applicant has defined the compression format as being a standard format, in lieu of limiting it to JPEG. This limitation is presented in new claim 14. In all other respects the amendment is as agreed upon. Thus, it is submitted that by this amendment all bases of rejection are overcome and the application is now in condition for allowance.

However, it should be noted for the record that none of the prior art, whether viewed singly or in combination, teaches, discloses or suggests the selection of at least one of the identified group of physical traits for comparative purposes and contemporaneously using a non-trait bearing activation card. Furthermore, the activation card hereof only enables access to the database. It does not enter into the comparative analysis. It is therefore readily perceived that the invention defined in the now amended claims is patentably distinct from the art.

In view of what has been set forth herein it is respectfully requested that the rejection be withdrawn and an indication of allowance be provided.



If the Examiner feels that the prosecution of this application can be expedited, then, the Examiner is courteously requested to phone applicant's attorney at the number listed below.

Respectfully submitted,

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Dated:

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